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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/858,200	05/15/2001	Gerassimos M. Makrigiorgos	700157-48900 C	9467
40679	7590	01/05/2006		
RONALD I. EISENSTEIN NIXON PEABODY LLP 100 summer street BOSTON, MA 02110			EXAMINER SWITZER, JULIET CAROLINE	
			ART UNIT	PAPER NUMBER
			1634	

DATE MAILED: 01/05/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Response to Rule 312 Communication</b>	<b>Application No.</b> 09/858,200	<b>Applicant(s)</b> MAKRIGIORGOS, GERASSIMOS M.	
	<b>Examiner</b> Juliet C. Switzer	<b>Art Unit</b> 1634	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

1. ☒ The amendment filed on 25 November 2005 under 37 CFR 1.312 has been considered, and has been:

a) ☐ entered.

b) ☐ entered as directed to matters of form not affecting the scope of the invention.

c) ☐ disapproved because the amendment was filed after the payment of the issue fee.

Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.

d) ☒ disapproved. See explanation below.

e) ☐ entered in part. See explanation below.

*The amendment attempts to change the previously filed claim to priority by adding an incorporation by reference of the provisional application. The priority information was added to the first line of the specification in the transmittal papers filed 5/21/05, and then amended 11/24/04. Neither of these incorporate 60/114196 by reference, most importantly, not the originally filed documents. Therefore the instant amendment is NOT ENTERED because it changes the scope of the disclosure. The first line of the specification will be as filed in the amendment 11/24/04.*

DAVE TRONG NGUYEN  
SUPERVISORY PATENT EXAMINER

